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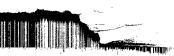
REISSUE APPLICATION DECLARATION BY	THE ASSIGNEE	Docket Number (optional) 12665 .46				
I hereby declare that:			1			
My residence and post office address and citizenship are stated below next to my name.						
I am authorized to act on behalf of the following assignee: MessagePhone, Inc.						
and the title of my position with said assignee is:						
The entire title to the patent identified below is vested in						
Name of Patentee(s):			-			
Lawrence R. Biggs, Jr. and Harry S. Budow						
Patent Number	Date of Patent Issued					
5,323,448	June 21, 1994					
Title of Invention SYSTEM FOR ACCESSING AMENITIES THROUGH A PUBLIC TELEPHONE NETWORK						
I believe said patentee(s) to be the original, first and sole/joint inventor(s) of the subject matter which is						
described and claimed in said patent, for which a reissue patent is sought on the invention entitled						
SYSTEM FOR ACCESSING AMENITIES THROUGH A PUBLIC TELEPHONE NETWORK						
the specification of which						
is attached hereto.						
was filed on as reissue appliand was amended on	ication number /	/				
(If applicable) I have reviewed and understand the contents of the above amended by any amendment referred to above.	e identified specificatio	n, including the claims, as				
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.						
I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)						
by reason of a defective specification or drawing.						
by reason of the patentee claiming more or less than he had the right to claim in the patent.  by reason of other errors.						
At least one error upon which reissue is based is described as follows:  Regarding Claims 1 and 18, the specification does not comply with the written description requirement with regard to the term "central distribution computer," as explained in Messagephone, v. SVI Systems, Inc. and Tharaldson Property Management, Inc. 99-1471, - 1478 (Fed. Cir., decided August 11, 2000). Opinion attached hereto.						
[Attach additional sheets, if needed.]						
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.						

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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(REISSUE APPLICATION DECLARATION BY THE ASSIGNEE, page 1		age 2) Docket Number (Optional )		(Optional )		
I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.  Name(s) David L. McCombs  Registration Number 32,271; Jeffrey M. Becker						
35,442; David M. O'Dell, 42,044; Warren B. Kice, 22,732; Randall E. Colson, 40,566;						
Michael D. Pegues, 38,993; Ruben C. DeLeon, 37,812; William R. Naife, 44,962; Phillip						
B. Philbin, 35,979; Brian J. Hubbard, 45,873; Michael S. Bush, 31,745						
Correspondence Address: Direct all communications about the application to:						
Customer Number	Place Customer Number Bar Code					
Type Customer Number Here		1	l Here			
OR		L				
Firm or Individual Name David L. McCombs						
Address Haynes and Boone, LLP						
Address 901 Main Street, Silite 3100						
City	State <sub>Tr</sub>	PY2C	Zip	75202		
Country United States of America						
Telephone 214-651-5533	Fax	Fax 214-651-5940				
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.						
Full name of person signing (given name, family name)						
Signature	Date	Date				
Address of Assignee						
MessagePhone, Inc. 12655 N. Central Expy., Suite 101	4-LB #56, Da	allas, Te	xas	75243		
Patentee	1	Citizenship				
Lawrence Rr. Biggs, Jr. United States						
Residence/Post Office Address						
Patentee	Citizens	ehin				
Harry S. Budow	j	Citizenship United States				
Residence/Post Office Address						



**Atty. Docket No.:** 12665.46

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Biggs, Jr. et al.

MessagePhone, Inc.

Application No.:

Re Issue of US Patent 5,323,448 

Filed:

Herewith

SYSTEM FOR ACCESSING

AMENITIES THROUGH A

PUBLIC TELEPHONE

NETWORK

## CONSENT OF ASSIGNEE FOR FILING REISSUE APPLICATION, OFFER TO SURRENDER PATENT AND CERTIFICATION FOR TAKING ACTION BY ASSIGNEE UNDER 37 CFR 3.73(b)

Commissioner For Patents Washington, D.C. 20231

Dear Sir:

MessagePhone, Inc., assignee of United States Patent 5,323,448, consents to the filing of the present application for the reissue of United States Patent 5,323,448 and offers to surrender the original patent.

The undersigned representative of the above-identified assignee certifies that the above-identified assignee is the assignee of the entire right, title and interest in the above-identified patent application by virtue of a chain of title from the inventors of the above-identified patent application to the above-identified assignee as shown below:

From: Lawrence R. Biggs, Jr. and Harry S. Budow

Recorded on: 03/11/1993, Reel 6461, Frame 0309

To: Strategic Telecom

From: Strategic Telecom

From: Spectradyne, Inc.

To: Spectradyne, Inc.

Recorded on: 09/13/1993, Reel 6682, Frame 0375

,

To: MessagePhone, Inc.

Recorded on: 12/23/1996, Reel 8274, Frame 0777

The undersigned has reviewed all the documents in the chain of title of the above-identified patent application and, to the best of the undersigned's knowledge and belief, title is in the above-

identified assignee. The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the above-identified assignee.

The undersigned hereby declares that all statements made herein of the undersigned's own knowledge are true; and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Executed the 2 | 5 day of Pecen ber, 2000.

MESSAGEPHONE, INC.

Toel

Presiden

Name:

Title:

d-828488.1